

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION

Judge Robert W. Schroeder III

VIRNETX INC., et al	§	
	§	
V.	§	CIVIL NO. 6:12cv855
	§	
APPLE INC.	§	

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MINUTES FOR JURY SELECTION AND FIRST DAY OF TRIAL  
HELD BEFORE JUDGE ROBERT W. SCHROEDER III  
APRIL 2, 2018

OPEN: 8:46 am

ADJOURN: 5:03 pm

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ATTORNEYS FOR PLAINTIFFS: See Attorney Sign In Sheet

ATTORNEYS FOR DEFENDANT: See Attorney Sign In Sheet

LAW CLERK: Aisha Haley

COURTROOM DEPUTY: Betty Schroeder

COURT REPORTER: Kelly Polvi

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8:46 am Outside the presence of the jury, the case was called; parties introduced themselves; Court welcomed everyone; Mr. Johnny Ward requests the Court to ask about hardships first; Mr. Mike Jones responds; Court responds; 30 minutes for voir dire and opening; 45 minutes for closing; parties and Court discuss matters necessary prior to jury selection

9:10 am Recess

9:34 am Jury panel seated

9:37 am Case called; parties announced ready; Court welcomes jury panel

9:47 am Court questions the panel regarding hardships; takes up hardships with jurors and attorneys at bench

9:55 am	Court gives overview of next few days
9:59 am	Jury panel gives basic information on the themselves
10:11 am	Mr. Ward introduces himself, co-counsel and witnesses
10:12 am	Court questions panel as to knowledge of anyone identified by Mr. Ward
10:13 am	Mr. Jones introduces himself, co-counsel and witnesses
10:14 am	Court questions panel as to knowledge of anyone identified by Mr. Jones
10:15 am	Court questions panel; panel members respond
10:42 am	Recess
10:57 am	Panel seated
10:59 am	Mr. Ward begins voir dire
11:30 am	Mr. Jones begins voir dire
12:01 pm	Bench conference
12:06 pm	Panel members excused for a break; bench conference for challenges
12:07 pm	Bench conference
12:27 pm	Recess
12:42 pm	Panel members seated
12:44 pm	Members of the jury announced and seated
12:46 pm	Remaining panel members excused
12:47 pm	Jury members sworn in
12:47 pm	Court gives short instructions to jury
12:51 pm	Recess
2:01 pm	Mr. Brad Caldwell informs the Court of an email just received from Mr. Desmarais regarding an issue with a motion in limine; Mr. Arovas responds; Court responds

2:08 pm	Jury seated
2:08 pm	Court gives preliminary instructions
2:51 pm	Mr. Caldwell begins opening statement
3:20 pm	Recess
3:34 pm	Court asks if rule is to be invoked; Mr. Caldwell responds; Court advises that the rule is invoked
3:35 pm	Mr. Caldwell calls Dr. Robert Short; witness sworn in
3:36 pm	Mr. Caldwell begins direct examination of Dr. Short
4:47 pm	Mr. Robert Appleby begins cross examination of Dr. Short
4:59 pm	Court informs the jury of trial schedule
5:02 pm	Jury excused
5:03 pm	Recess